3845-CDJ Document 1 Filed 07/10/15 Page 1 of 10

2:15.cv-3845

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

(C) Attorneys (Firm Name, Address, and Telephono Number) BARSHAY SANDERS, PLLC 100 Carden City Plaza, Ste 500, Garden City, NY 11530 (516) 203-7600 II. BASIS OF JURISD CTON (Place an "X" in One Box Only) 10 U.S. Government Plaintiff 11 U.S. Government Not a Party) 12 U.S. Government Defendant 13 Only Place an "X" in One Box Only) 14 Diversity (Indicate Citizenship of Parties in Item III) 15 One Box Only) 16 Contract 17 One Box Only) 17 One Box Only) 18 PERSONAL INJURY One Box Only) 19 One Box Only 19 One Box Only 10 One Box Only 10 One Box Only 10 One Box Only 11 One Box Only 11 One Box Only 12 One Box Only 13 One Box Only 14 One Box Only 15 One Box Only 15 One Box Only 16 One Box Only 17 One Box Only 18 One Box Only 19 One Box Only 10 One Box Only 10 One Box Only 10 One Box Only 11 One Box Only 12 One Box Only 13 One Box Only 14 One Box Only 15 One Box Only 15 One Box Only 16 One Box Only 17 One Box Only 18 One Box Only 19 One Box Only 10 One Box Only 11 One Box Only 12 One Box Only 13 One Box Only 14 One Box Only 15 One Box Only 15 One Box Only 16 One Box Only 17 One Box Only 18 One Box Only 19 One Box Only 10 One Box Only 11 III. CITIZ (For Doernia (For Citizen of Citizen	MONARCH RECOVERY MANAGEMENT, INC. County of Residence of First Listed Defendant (IN U.S. PLAINTIFI CASES ONLY) NOTE: IN LAND CONDEMNATION CASES USE THE LOCATION OF THE TRACT OF LAND INVOLVED. Attorneys (If Known) PTF DEF PFF DEF PFF DEF of This State O 1 O 1 Incorporated or Principal Place O 4 O 4 of Business In This State of Another State O 2 O 2 Incorporated and Principal Place Of Business In Another State of Subject of a O 3 O 3 Foreign Nation O 6 O 6 or Subject of a O 3 O 3 Foreign Nation O 6 O 6 or Subject Of a O 3 O 3 Foreign Nation O 6 O 6 or Subject Of a O 3 O 3 Foreign Nation O 6 O 6 or Subject Of a O 3 O 3 Foreign Nation O 6 O 6 or Subject Of a O 3 O 3 Foreign Nation O 6 O 6 or Subject Of a O 3 O 3 Foreign Nation O 6 O 6 or Subject Of a O 3 O 3 Foreign Nation O 6 O 6 or Subject Of a O 3 O 3 Foreign Nation O 6 O 6 or Subject Of a O 3 O 3 Foreign Nation O 6 O 6 or Subject Of a O 3 O 3 Foreign Nation O 6 O 6 or Subject Of a O 3 O 3 Foreign Nation O 6 O 6 or Subject Of a O 3 O 3 Foreign Nation O 6 O 6 or Subject Of a O 3 O 3 Foreign Nation O 6 O 6 or Subject Of a O 3 O 3 Foreign Nation O 6 O 6 or Subject Of a O 3 O 3 Foreign Nation O 6 O 6 or Subject Of a O 3 O 3 Foreign Nation O 6 O 6 or Subject Of a O 3 O 3 Foreign Nation O 6 O 6 or Subject Of a O 3 O 3 Foreign Nation O 6 O 6 or Subject Of a O 6 O 6 or Subject Of a O 7 O 7 False Claims Act O 400 State Reapportionment O 410 Antitrust O 410 Antitrust O 450 Commerce O 820 Copyrights O 450 Commerce O 450 Deportation O 470 Racketteer Influenced and
(c) Attorneys (Firm Name, Address, and Telephona Number) BARSHAY SANDERS, PLLC 100 Garden City Plaza, Ste 500, Garden City, NY 11530 (516) 203-7600 II. BASIS OF JURISD CTION (Place an "X" in One Box Only) O1 U.S. Government Plaintiff O2 U.S. Government Defendant O4 Diversity (Inducate Citizenship of Parties in Item III) Citizen of Citizen of Foreign V. NATURE OF SUIT (Place an "X" in One Box Only) CONTRACT O3 10 Airplane O3 15 Airplane Poduct Liability O3 15 Airplane Product Liability O3 30 Assault, Libel & Shacke Suddent Loans O4 Veteran's Benefits O150 Stockholder's Suits O150 Stockholder's Suits O150 Other Contract O150 Recovery of Overpayment & Sity Benefits O150 Stockholder's Suits O150 Other Contract O150 Recovery of Overpayment O151 Recovery of Overpayment O152 Recovery of Overpayment O153 Recovery of Overpayment O154 Marine O155 Recovery of Overpayment O156 Stockholder's Suits O157 Other Foreign O346 Marine O355 Motor Vehicle O356 Motor Vehicle O356 Motor Vehicle O356 Motor Vehicle O356 Motor Vehicle O357 Motor Civil Rights O440 Torts to Eand O440 Torts to Ean	NOTE: IN LAND CONDEMNATION CASES USE THE LOCATION OF THE TRACT OF LAND INVOLVED. Attorneys (If Known) Attorneys (If Known)
(c) Attorneys (Firm Name, Address, and Telephon Number) BARSHAY SANDERS, PLLC 100 Garden City Plaza, Ste 500, Garden City, NY 11530 (516) 203-7600 I. BASIS OF JURISDI CTON (Place an "X" in One Box Only) 10 U.S. Government Plaintiff 10 U.S. Government Not a Party) 11 U.S. Government Defendant 12 U.S. Government Not a Party) 13 Miller Act (Indicate Citizenship of Parties in Item III) 140 Negotiable Instrument Side Recovery of Overpayment & Enforcement of Judgment 1510 Recovery of Overpayment & Enforcement of Judgment 1510 Recovery of Overpayment & Enforcement of Judgment 1510 Recovery of Overpayment & Constitution of Veteran's Benefits of Stockholders' Suits 190 Other Contract 1995 Contract Product Liability Onder	Attorneys (If Known) ZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff sity Cases Only) PTF DEF
Citizen of Foreign PERSONAL INJURY O 310 Airplane Product Liability 153 Recovery of Overpayment & Enforcement of Veterans' Benefits (Excludes Veterans) 153 Recovery of Overpayment of Veterans' Excludes Veterans) 150 Contract Product Liability 151 Recovery of Overpayment of Veterans' Benefits 152 Recovery of Overpayment of Veterans' Benefits 153 Recovery of Overpayment of Veterans' Benefits 154 Recovery of Overpayment of Veterans' Benefits 155 Recovery of Overpayment of Veterans' Benefits 156 Stockholders' Suits 159 Other Contract 150 Other Contract 151 Redate Property 152 Contract Product Liability 153 Recovery of Overpayment of Veterans' Benefits 154 Marine Product Liability 155 Recovery of Overpayment of Veterans' Benefits 156 Stockholders' Suits 157 Contract Product Liability 158 Recovery of Overpayment of Veterans' Benefits 159 Contract Product Liability 150 Contract Product Liability 151 Recovery of Overpayment of Veterans' Benefits 155 Recovery of Overpayment of Veterans' Benefits 156 Stockholders' Suits 157 Contract Product Liability 158 Recovery of Overpayment 159 Contract Product Liability 150 Contract Product Liability 151 Recovery of Overpayment 152 Recovery of Overpayment 153 Recovery of Overpayment 155 Recovery of Overpayment 155 Recovery of Overpayment 155 Recovery of Overpayment 155 Recovery of Overpayment 156 Stockholders' Suits 157 Contract Product Liability 158 Recovery of Overpayment 159 Contract Product Liability 150 Contract Product Liability 151 Recovery of Overpayment 152 Recovery of Overpayment 153 Recovery of Overpayment 155 Recovery of Overpayment 155 Recovery of Overpayment 156 Stockholders' Suits 157 Recovery of Overpayment 158 Recovery of Overpayment 159 Contract Product Liability 150 Contract Product Liabil	Attorneys (If Known) ZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintify and One Box for Defendant) PTF DEF PIF DEF O 1 O 1 Incorporated or Principal Place O 4 O 4 of Business In This State of Another State O 2 O 2 Incorporated and Principal Place O 5 O 5 of Subject of a O 3 O 3 Foreign Nation O 6 O 6 or Subject of a O 3 O 3 Foreign Nation O 6 O 6 or Subject Of a O 5 O 5 or Subject Of a O 6 O 6 or Subject Of a O 7 O 7 O 7 O 7 O 7 O 7 O 7 O 7 O 7 O
BARSHAY SANDERS, PLLC 100 Garden City Plaza, Ste 500, Garden City, NY 11530 (516) 203-7600 I. BASIS OF JURISD/CTION (Place an "X" in One Box Only) I. U.S. Government Plaintiff 2 U.S. Government Defendant O 4 Diversity (Indicate Citizenship of Parties in Item III) Citizen of Foreign 7. NATURE OF SUIT (Place an "X" in One Box Only) CONTRACT 110 Insurance 120 Marine 130 Miller Act 140 Negotiable Instrument 150 Recovery of Overpayment & Enforcement of Judgment 151 Medicare Act 152 Recovery of Overpayment & Stander 151 Medicare Act 152 Recovery of Overpayment of Veteran's Benefits 160 Stockholders' Suits 190 Other Contract 195 Contract Product Liability 196 Franchise O 350 Motor Vehicle O 355 Motor Vehicle O 356 Presonal Injury O 368 Asbestos Personal Injury Product Liability O 369 Other Personal Injury Product Liability O 360 Other Personal Injury Product Liability O 360 Other Personal Injury Product Liability O 360 Other Personal Injury Product Liability O 370 Truth in Lending O 385 Property Damage O	ZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plainting and One Box for Plainting and One Box for Defendant) PTF DEF PINCIPAL PARTIES (Place an "X" in One Box for Plainting and One Box for Defendant) PTF DEF PINCIPAL PARTIES (Place an "X" in One Box for Plainting and One Box for Plainting
Secovery of Defaulted Student Loans (Excludes Veterans) Enemfits O 340 Marine 152 Recovery of Defaulted Student Loans (Excludes Veterans) Enemfits O 340 Marine 159 Contract Product Liability O 350 Personal Injury Product Liability O 360 Other Personal Property Damage O 385 Property	PTF DEF PIF DEF of This State O 1 O 1 Incorporated or Principal Place O 4 O 4 of Business In This State of Another State O 2 O 2 Incorporated and Principal Place O 5 O 5 of Business In Another State or Subject of a O 3 O 3 Foreign Nation O 6 O 6 or gn Country DEFTURE/PENALTY OR Related Seizure of roperty 21 USC 881 ther O 420 Appeal 28 USC 158 O 375 False Claims Act O 400 State Reapportionment O 410 Antitrust O 430 Banks and Banking O 450 Commerce O 820 Copyrights O 420 Copyrights
1 U.S. Government Plaintiff 1 U.S. Government Defendant 1 U.S. Government Defendant 1 U.S. Government Defendant 1 Defe	PTF DEF PIF DEF of This State O 1 O 1 Incorporated or Principal Place O 4 O 4 of Business In This State of Another State O 2 O 2 Incorporated and Principal Place O 5 O 5 of Business In Another State or Subject of a O 3 O 3 Foreign Nation O 6 O 6 or gn Country DEFTURE/PENALTY OR Related Seizure of roperty 21 USC 881 ther O 420 Appeal 28 USC 158 O 375 False Claims Act O 400 State Reapportionment O 410 Antitrust O 430 Banks and Banking O 450 Commerce O 820 Copyrights O 420 Copyrights
1 U.S. Government Plaintiff 2 U.S. Government Defendant O 4 Diversity (Indicate Citizenship of Parties in Item III) Citizen of Contract TORIS FORFE FORMATINIURY O 310 Airplane O 310 Airplane O 315 Airplane Product Liability O 367 Health Care/ Pharmaceutical Personal Injury Product Liability O 367 Health Care/ Pharmaceutical Personal Injury Product Liability O 368 Asbestos Personal Injury Product Liability O 370 Other Personal Injury Product Liability O 370 Other Personal Injury Product Liability O 370 Other Personal Injury Product Liability O 369 Personal Injury Product Liability O 367 Health Care/ Pharmaceutical Personal Injury Product Liability O 370 Other Personal Injury Product Liability O 360 Other Personal Injury Product Liability O 370 Other Personal Injury Product Liability O 360 Other Personal Injury Product Liabi	PTF DEF PIF DEF of This State O 1 O 1 Incorporated or Principal Place O 4 O 4 of Business In This State of Another State O 2 O 2 Incorporated and Principal Place O 5 O 5 of Business In Another State or Subject of a O 3 O 3 Foreign Nation O 6 O 6 or gn Country DEFTURE/PENALTY OR Related Seizure of roperty 21 USC 881 ther O 420 Appeal 28 USC 158 O 375 False Claims Act O 400 State Reapportionment O 410 Antitrust O 430 Banks and Banking O 450 Commerce O 820 Copyrights O 420 Copyrights
Plaintiff O 4 Diversity (Indicate Citizenship of Parties in Item III) Citizen of Citzen of Cotizen of Codes Forest	of This State O I O I Incorporated or Principal Place O 4 O 4 of Business In This State of Another State O 2 O 2 Incorporated and Principal Place O 5 O 5 of Business In Another State or Subject of a O 3 O 3 Foreign Nation O 6 O 6 or Subject of a O 3 O 3 Foreign Nation O 6 O 6 or Subject of a O 3 O 3 Foreign Nation O 6 O 6 or Subject of a O 3 O 3 Foreign Nation O 6 O 6 O 7 Subject of a O 3 O 3 Foreign Nation O 6 O 6 O 7 Subject of a O 3 O 3 Foreign Nation O 7 Subject of a O 3 O 3 Foreign Nation O 8 Subject of a O 3 O 3 Foreign Nation O 8 Subject of a O 3 O 3 Foreign Nation O 6 O 6 O 7 Subject of a O 3 O 3 Foreign Nation O 8 Subject of a O 3 O 3 Foreign Nation O 8 Subject of a O 3 O 3 Foreign Nation O 8 Subject of a O 3 O 3 Foreign Nation O 6 O 6 O 8 Subject of a O 3 O 3 Foreign Nation O 40 O State Reapportionment O 410 Antitrust O 430 Banks and Banking O 450 Commerce O 820 Copyrights
Citizen or Foreign Citizenship of Parties in Item III)	of Business In Another State or Subject of a O 3 O 3 Foreign Nation O 6 O 6 gn Country BANKRUPTCY OTHER STATUTES O 422 Appeal 28 USC 158 O 423 Withdrawal 28 USC 157 O 410 Antitrust O 430 Banks and Banking O 450 Commerce O 820 Copyrights O 6 O 6 O 7 O 7 O 7 O 7 O 7 O 7 O 7 O 7 O 7 O 7
Foreign CONTRACT TORTS FORF TORTS FORF 110 Insurance 120 Marine 130 Miller Act 140 Negotiable Instrument 151 Recovery of Overpayment & Enforcement of Judgment 151 Medicare Act 152 Recovery of Defaulted Student Loans (Excludes Veterans) 153 Recovery of Overpayment of Veteran's Benefits 0 340 Marine 100 Other Contract 190 Other Contract 190 Other Contract 1915 Contract Product Liability 1926 Franchise REAL PROPERTY 210 Land Condemnation 220 Foreclosure 230 Rent Lease & Ejectment 240 Torts to Eand 245 Tort Product Liability 290 All Other Real Property PERSONAL INJURY 0 315 Airplane Product Liability 0 340 Assault, Libel & Slander 0 330 Federal Employers' Liability 0 340 Marine 0 345 Marine Product Liability 0 345 Motor Vehicle 0 345 Motor Vehicle 0 7370 Other Fraud 0 370 Other Fraud 0 370 Other Frand 0 37	rug Related Seizure of roperty 21 USC 881 ther STATUTES O 422 Appeal 28 USC 158 O 375 False Claims Act O 400 State Reapportionment O 410 Antitrust O 430 Banks and Banking O 450 Commerce O 820 Copyrights O 400 Copyrights
PERSONAL INJURY O 365 Personal Injury - Product Liability O 367 Health Care/ Pharmaceutical Personal Injury Product Liability O 368 Asbestos Personal Injury Product Liability O 368 Asbestos Personal Injury Product Liability O 368 Asbestos Personal Injury Product Liability O 369 Asbestos Personal Injury Product Liability O 368 Asbestos Personal Injury Product Liability O 368 Asbestos Personal Injury Product Liability O 369 Asbestos Personal Injury Product Liability O 369 Asbestos Personal Injury Product Liability O 368 Asbestos Personal Injury Product Liability O 370 Other Fraud O 370 Other Fraud O 370 Other Fraud O 370 Other Personal Injury Product Liability O 369 Other Personal Injury Product Liability O 370 Other Personal Injury Product Liability O 370 Other Personal Injury Product Liability O 368 Asbestos Personal Injury Product Liability O 370 Other Fraud O 370 Other Personal Injury Product Liability O 370 Other Personal Injury Product Liability O 370 Other Personal Injury Product Liability O 370 Other Personal Property Damage O 380 Property Damage O 385 Property Damage O 380 Property Damage O 385 Property Damage O 380 Other Personal O 380 Other Persona	rug Related Seizure of roperty 21 USC 881 O 422 Appeal 28 USC 158 O 375 False Claims Act O 400 State Reapportionment O 410 Antitrust O 430 Banks and Banking O 450 Commerce O 820 Copyrights
PERSONAL INJURY O 365 Personal Injury - Product Liability O 367 Personal Injury - Product Liability O 368 Asbestos Personal Injury - Product Liability O 370 Other Fraud O 380 Other Personal Property Damage O 385 Property Damage	rug Related Seizure of roperty 21 USC 881 O 422 Appeal 28 USC 158 O 400 State Reapportionment O 410 Antitrust O 430 Banks and Banking O 450 Commerce O 820 Copyrights
130 Miller Act 140 Negotiable Instrument 1510 Recovery of Overpayment & Enforcement of Judgment 151 Medicare Act 152 Recovery of Defaulted Student Loans (Excludes Veterans) 153 Recovery of Overpayment of Veteran's Benefits 160 Stockholders' Suits 190 Other Contract 190 Other Contract Product Liability 196 Franchise REAL PROPERTY 210 Land Condemnation 220 Foreclosure 230 Rent Lease & Ejectment 240 Torts to Eand 245 Tort Product Liability 290 All Other Real Property O 315 Airplane Product Liability O 320 Assault, Libel & Slander Product Liability O 348 Asbestos Personal Injury Product Liability PERSONAL PROPERTY O 370 Other Fraud O 370 Other Fraud O 370 Other Fraud O 371 Truth in Lending O 720 Lab Product Liability O 368 Asbestos Personal Injury Product O 370 Other Fraud O 370 Other Fraud O 370 Other Personal Property Damage O 385 Property Damage O 790 Othe Product Liability O 366 Asbestos Personal Injury Product D 370 Other Fraud O 370 Other Fraud O 370 Other Personal Property Damage O 385 Proper	ther 28 USC 157 O 410 Antitrust O 430 Banks and Banking O 450 Commerce O 820 Copyrights O 460 Deportation
140 Negotiable Instrument 150 Recovery of Overpayment & Enforcement of Judgment 151 Medicare Act 152 Recovery of Defaulted Student Loans (Excludes Veterans) 153 Recovery of Overpayment of Veteran's Benefits 160 Stockholders' Suits 190 Other Contract 190 Other Contract 196 Franchise REAL PROPERTY 210 Land Condemnation 220 Foreclosure 230 Rent Lease & Ejectment 240 Torts to Land 245 Tort Product Liability 290 All Other Real Property REAL Property O 448 Education Liability O 360 Assault, Libel & Personal Injury Product Liability O 368 Asbestos Personal Injury Product Liability O 370 Other Fraud O 370 Other Fraud O 370 Other Praud O 371 Truth in Lending O 380 Other Personal Injury O 385 Property Damage O 385 Property Damage O 385 Property Damage O 740 Rail O 751 Fam O 740 Rail O 740 Cher Fraud O 370 Other Personal Injury O 385 Property Damage O 740 Rail O 751 Fam O 740 Rail O 740 Other Fraud O 370 Other Personal Injury O 385 Property Damage O 740 Rail O 751 Fam O 750 Civil Rights O 751 Fam O 750 Civil Rights O 751 Fam O 751 Fam O 751 Fam O 750 Civil Rights O 751 Fam O 750 Civil Rights O 751 Fam O 751 Fam O 751 Fam O 751 Fam O 750 Civil Rights O 751 Fam O 751 Fam O 751 Fam O 751 Fam O 750 Civil Rights O 751 Fam O 751 Fam O 751 Fam O 750 Civil Rights O 751 Fam O 751 Fam O 751 Fam O 750 Civil Rights O 751 Fam O 751 Fam O 751 Fam O 751 Fam O 750 Civil Rights O 751 Fam O 751 Fam O 750 Civil Rights O 751 Fam O 751 Fam O 750 Civil Rights O 751 Fam O 751 Fam O 751 Fam O 750 Civil Rights O 751 Fam O 751 Fam O 751 Fam O 751 Fam O 750 Civil Rights O 751 Fam O 750 Civil Rights O 751 Fam O 751 Fam O 750 Civil Rights O 751 Fam O 750 Civil Rights O 750 C	O 430 Banks and Banking O 450 Commerce O 820 Copyrights O 460 Deportation
Enforcement of Judgment 51 Medicare Act 52 Recovery of Defaulted Student Loans (Excludes Veterans) 53 Recovery of Overpayment of Veteran's Benefits 60 Stockholders' Suits 99 Other Contract 99 Other Contract 90 Other Personal Injury 90 Other Franchise REAL PROPERTY 101 Land Condemnation 120 Foreclosure 130 Rent Lease & Ejectment 140 Torts to Eand 145 Tort Product Liability 151 Medicare Act 151 Medicare Act 151 Medicare Act 152 Marine 153 Recovery of Overpayment of Veteran's Benefits 153 Recovery of Overpayment of Veteran's Benefits 153 Meore Vehicle 154 O 370 Other Fraud 155 Motor Vehicle 155 Motor Vehicle 155 Motor Vehicle 156 O 371 Truth in Lending 157 Product Liability 158 Property Damage 159 O 380 Other Personal 159 O 750 Fair 159 O 380 Other Personal 159 O 380 Other Personal 159 O 750 Fair 159 O 380 Other Personal 159 O 380 Other Personal 159 O 750 Fair 159 O 380 Other Personal 159 O 750 Fair 159 O 380 Other Personal 159 O 750 Fair 159 O 380 Other Personal 159 O 750 Fair 159 O 380 Other Personal 159 O 750 Fair 159 O 380 Other Personal 159 O 750 Other	O 820 Copyrights O 450 Commerce O 460 Deportation
51 Medicare Act 52 Recovery of Defaulted Student Loans (Excludes Veterans) 53 Recovery of Overpayment of Veteran's Benefits 60 Stockholders' Suits 99 Other Contract Product Liability 90 Other Contract Product Liability 90 Franchise Tighty 90 Stockholders' Suits 90 Other Contract Product Liability 90 Franchise Tighty 90 Stockholders' Suits 90 All Other Real Property 90	
Student Loans (Excludes Veterans) Stateovery of Overpayment of Veteran's Benefits Student Contract Student Student Contract State St	
(Excludes Veterans) (53 Recovery of Overpayment of Veteran's Benefits of Veteran's Benefits (50 Stockholders' Suits (50 Other Contract (50 Other C	O 840 Trademark Corrupt Organizations
Sa Recovery of Overpayment of Veteran's Benefits O Stockholders' Suits O Other Contract Po Other Contract O 350 Motor Vehicle O 357 Motor Vehicle O 370 Other Fraud O 370 Other Fraud O 370 Other Fraud O 720 Rel O 720 Rel O 740 Rail Property Damage O 385 Property Damage O 740 Rail D 751 Fam Lea D 790 Other Personal Injury Medical Malpractice REAL PROPERTY O 360 Other Personal Injury Medical Malpractice CIVIL RIGHTS O 440 Other Civil Rights O 740 Other Product Liability O 751 Fam Lea D 790 Othe D 751 Fam Lea D 790 Other D 751 Fam Lea D 750 Other Personal D 751 Fam Lea D 750 Other D 750 Other D 751 Fam Lea D 750 Other D 750 Other D 751 Fam Lea D 750 Other D 750	● 480 Consumer Credit
of Veteran's Benefits 60 Stockholders' Suits 90 Other Contract 95 Contract Product Liability 96 Franchise O 360 Other Personal Injury O 362 Personal Injury Medical Malpractice CIVIL RIGHTS 10 Land Condemnation 20 Foreclosure 30 Rent Lease & Ejectment 40 Torts to Land 40 Torts	LABOR SOCIAL SECURITY O 490 Cable/Sat TV
60 Stockholders' Suits 90 Other Contract 90 Other Personal 90 Other Personal 10 O 380 Other Personal 10 O 385 Property Damage Product Liability 90 All Condemnation 20 Foreclosure 30 Rent Lease & Ejectment 40 Torts to band 40 Torts to Pand	ir Labor Standards O 861 H1A (1395ff) ct O 862 Black Lung (923) 850 Securities/Commodities/ Exchange
90 Other Contract 95 Contract Product Liability 96 Franchise 96 Franchise 97 362 Personal Injury Medical Malpractice 10 Land Condemnation 20 Foreclosure 30 Rent Lease & Ejectment 40 Torts to Eand 40 Torts to Eand 40 Torts ro Product Liability 90 All Other Real Property 90 445 Amer. w/Disabilities Employment 90 446 Amer. w/Disabilities O 447 Mandamus & Other O 448 Education 90 AII Other Real Property 90 AII Other	bor/Management O 863 DIWC/DIWW (405(g)) O 890 Other Statutory Actions
Injury O 362 Personal Injury - Medical Malpractice REAL PROPERTY O 440 Other Civil Rights O 510 Motions to Vacate Sentence O 535 General O 443 Housing/ Accommodations O 445 Amer. w/Disabilities - Other O 448 Education O 448 Education O 385 Property Damage Product Liability O 790 Other O 791 Employment O 463 Alien Detaince O 510 Motions to Vacate Sentence O 535 Death Penalty O 462 Nate O 463 Nate O 465 Nate O 465 O 555 Prison Condition O 560 Civil Rights O 560 Civil Detainee Conditions of Confinement O ACCOMPANY O ACCO	elations O 864 SSID Title XVI O 891 Agricultural Acts
O 362 Personal Injury - Medical Malpractice REAL PROPERTY O 440 Other Civil Rights O 440 Other Civil Rights O 441 Voting O 442 Employment O 441 Housing/ Accommodations O 441 Amer. w/Disabilities - Other O 448 Education O 448 Education O 362 Personal Injury - Product Liability O 790 Other O 463 Alien Detainee O 510 Motions to Vacate Sentence O 530 General O 535 Death Penalty Other: O 540 Mandamus & Other O 550 Civil Rights O 465 Nations O 560 Civil Detainee Conditions of Confinement O RIGIN (Place an "X" in One Box Only)	illway Labor Act O 865 RSI (405(g)) O 893 Environmental Matters
Medical Malpractice	mily and Medical O 895 Freedom of Information eave Act
10 Land Condemnation 20 Foreclosure 30 Rent Lease & Ejectment 40 Torts to Eand 45 Tort Product Liability 90 All Other Real Property 0 445 Amer. w/Disabilities - Other Other Other O 448 Education O 449 Other Civil Rights O 463 Alien Detainee O 510 Motions to Vacate Sentence O 530 General O 535 Death Penalty Other: O 540 Mandamus & Other O 555 Prison Condition O 555 Prison Condition O 560 Civil Detainee Conditions of Confinement ORIGIN (Place an "X" in One Box Only)	ther Labor Litigation O 896 Arbitration
20 Foreclosure 30 Rent Lease & Ejectment 40 Torts to Eand 45 Tort Product Liability 90 All Other Real Property 0 443 Housing/ Accommodations O 445 Amer. w/Disabilities Employment O 446 Amer. w/Disabilities Other O 448 Education O 448 Education O 463 Alien Detainee O 510 Motions to Vacate Sentence O 530 General O 462 Nat O 465 Nat O 465 O O 550 Civil Rights O 555 Prison Condition O 560 Civil Detainee Conditions of Confinement ORIGIN (Place an "X" in One Box Only)	nployee Retirement FEDERAL TAX SUITS O 899 Administrative Procedure
30 Rent Lease & Ejectment 40 Torts to Eand 45 Tort Product Liability 90 All Other Real Property 0 445 Amer. w/Disabilities - Cother Other	come Security Act O 870 Taxes (U.S. Plaintiff Act/Review or Appeal of
40 Torts to Eand 45 Tort Product Liability 90 All Other Real Property O 443 Housing/ Accommodations O 445 Amer. w/Disabilities - Employment O 446 Amer. w/Disabilities - Other O 448 Education O 448 Education O 448 Education O 448 Education O 449 Conditions O 550 Civil Rights O 555 Prison Condition O 560 Civil Detainee Conditions of Confinement O 461 O 462 Nature O 462 Nature O 550 Civil Rights O 555 Prison Condition O 560 Civil Detainee Conditions of Confinement	or Defendant) Agency Decision O 871 IRS—Third Party O 950 Constitutionality of
90 All Other Real Property O 445 Amer. w/Disabilities - Employment O 446 Amer. w/Disabilities - Other O 448 Education O 448 Education O 555 Prison Condition O 560 Civil Detainee Conditions of Confinement ORIGIN (Place an "X" in One Box Only)	26 USC 7609 State Statutes
Employment O 446 Amer. w/Disabilities - Other O 448 Education O 448 Education O 448 Education O 550 Civil Rights O 555 Prison Condition O 560 Civil Detainee Conditions of Confinement O 462 Nat O 465 Nations O 560 Civil Detainee Conditions of Confinement	
O 446 Amer. w/Disabilities - Other O 448 Education O 550 Civil Rights O 555 Prison Condition O 560 Civil Detainee Conditions of Confinement O 765 Civil Rights O 755 Prison Condition O 760 Civil Detainee Conditions of Confinement	IMMIGRATION-
Other O 448 Education O 550 Civil Rights Actions O 555 Prison Condition O 560 Civil Detainee Conditions of Confinement ORIGIN (Place an "X" in One Box Only)	aturalization Application 5 Other Immigration
O 560 Civil Detainee Conditions of Confinement ORIGIN (Place an "X" in One Box Only)	5
Conditions of Confinement ORIGIN (Place an "X" in One Box Only)	
ORIGIN (Place an "X" in One Box Only)	
Original O.2 Removed from O.3 Remanded from O.4 Reinstated	0.5 Transferral form = 0.000 (1971)
Proceeding State Court O 3 Remanded from O 4 Reinstated Appellate Court Reopened	
Cite the U.S. Civil Statute under which you are filing (Do no	(opecijy)
I. CAUSE OF ACTION Brief description of cause: Fair Debt Collection P	
I. REQUESTED IN O CHECK IF THIS IS A CLASS ACTION DEMA COMPLAINT: UNDER RULE 23, F.R.Cv.P.	
III. RELATED CASE(S) IF ANY (See instructions): JUDGE	Practices Act Violation AND \$1000.00 CHECK YES only in demanded in complaint:
ATE SIGNATURE OF ATTORNEY OF R	Practices Act Violation AND \$1000.00 CHECK YES only if Temanded in complaint: JURY DEMAND: Yes O No
July 2, 2015	Practices Act Violation AND \$1000.00 CHECK YES only if demanded in complaint: JURY DEMAND: DOCKET NUMBER

Case 2:15-0-03847-CDJ Document 1 Filed 07/10/15 Page 2 of 10

WINITED STATES DISTRICT COURT

FOR THE EASTERN DISTRICT OF PENNSYLVANIA — DESIGNATION FORM assignment to appropriate calendar.	M to be used by counsel to indicate the category of the case for the purpose of
Address of Plaintiff:66 Sunset Ave, FARMINGDALE, New York 11735	15 3845
Address of Defendant: 10965 Decatur Road, PHILADELPHIA, Pennsylvania 19154	
Place of Accident, Incident or Transaction:(Use Reverse Side	
(Use Reverse Side	For Additional Space)
Does this civil action involve a nongovernmental corporate party with any parent corpora (Attach two copies of the Disclosure Statement Form in accordance with Fed.R.Civ.P.	
Does this case involve multidistrict litigation possibilities?	Yes No 🗷
RELATED CASE, IF ANY:	
Case Number:Judge	Date Terminated:
Civil cases are deemed related when yes is answered to any of the following questions:	
1. Is this case related to property included in an earlier numbered suit pending or within	n one year previously terminated action in this court? Yes No No
2. Does this case involve the same issue of fact or grow out of the same transaction as a action in this court?	prior suit pending or within one year previously terminated
3. Does this case involve the validity or infringement of a patent already in suit or any e terminated action in this court?	Yes No LE earlier numbered case pending or within one year previously Yes No LE
4. Is this case a second or successive habeas corpus, social security appeal, or pro se civ	vil rights case filed by the same individual? Yes No
CIVIL: (Place \checkmark in ONE CATEGORY ONLY)	
A. Federal Question Cases:	B. Diversity Jurisdiction Cases:
1.	 Insurance Contract and Other Contracts
2. □ FELA	2. Airplane Personal Injury
2. Dones Act-Personal Injury	3. Assault, Defamation
4. Antitrust	4. Marine Personal Injury
5. Patent	5. Motor Vehicle Personal Injury
6. ☐ Labor-Management Relations	6. Other Personal Injury (Please specify)
7. Civil Rights	7. Products Liability
8. Habeas Corpus	8. Products Liability — Asbestos
9. Securities Act(s) Cases	9. All other Diversity Cases
10. Social Security Review Cases	(Please specify)
11 Al other Federal Question Cases (Please specify) FDCPA 15 U.S.C. 1692	(Heast speetly)
ARBITRATION C	PERTIFICATION
(Check Appropri	
1,, counsel of record do hereby, counsel of record do hereby	
of \$150,000.00 exclusive of interest and costs; Relief other than monetary damages is sought.	uge and benef, the damages recoverable in this civil action case exceed the sum
/	21.4720
DATE: July 2, 2015	314730
Attorney at Law NOTE: A trial de novo will be a trial by jury only	Attorney 1.D.# y if there has been compliance with F.R.C.P. 38.
I certify that, to my knowledge, the within case is not related to any case now pendi	***
except as noted above.	JUL 10 201
DATE:	314730
Attorney-at-Law	Attorney I.D.#

IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

CASE MANAGEMENT TRACK DESIGNATION FORM

Annamaria M. Patterson

: CIVIL ACTION

v.	: NO.	15	,)	3 (34		
Monarch Recovery Management, Inc.							
In accordance with the Civil Just plaintiff shall complete a Case M of filing the complaint and serve reverse side of this form.) In the said designation, that defendant s serve on the plaintiff and all othe specifying the track to which that	lanagement Track Design a copy on all defendants. event that a defendant do shall, with its first appeara or parties, a Case Manager	ation Form (See § 1:03 es not agree ance, submiment Track	in all civil cases a s of the plan set for with the plaintiff t to the clerk of co Designation Forn	at the tim orth on th f regardin ourt and	ne ne		
SELECT ONE OF THE FOLL	OWING CASE MANA	GEMENT	TRACKS:				
(a) Habeas Corpus – Cases broug	ght under 28 U.S.C. § 224	11 through §	§ 2255.		()	
(b) Social Security – Cases requesting review of a decision of the Secretary of Health and Human Services denying plaintiff Social Security Benefits. ())	
(c) Arbitration - Cases required	I to be designated for arb	itration un	der Local Civil R	tule 53.2	. ()	
(d) Asbestos – Cases involving claims for personal injury or property damage from exposure to asbestos.)	
(e) Special Management – Cases commonly referred to as comby the court. (See reverse sid management cases.)	plex and that need specia	l or intense	management		()	
(f) Standard Management – Cas	es that do not fall into any	y one of the	other tracks.	_ (
July 2, 2015			PLAINTIFF				
Date	Attorney-at-law	Attorney for					
(516) 203-7600	(516) 282-7878		mpirillo@sanderslawpllc.com				
Telephone	FAX Number		E-Mail Address	-Mail Address			
(Civ. 660) 10/02							

Case 2:15-cv-03845-CDJ Document 1 Filed 07/10/15 Page 4 of 10

BARSHAY | SANDERS plic 100 Garden City Plaza, Sutte 500 Garden City, New York 11530





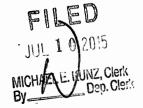
100 Garden City Plaza, Suite 500 Garden City, New York 11530

Tel: (516) 203-7600 Fax: (516) 706-5055

Email: ConsumerRights@BarshaySanders.com

Attorneys for Plaintiff Our File No.: 109367





3845

UNITED STATES DISTRICT COURT EASTERN DISTRICT OF PENNSYLVANIA

ANNAMARIA M. PATTERSON,

Plaintiff,

vs.

MONARCH RECOVERY MANAGEMENT, INC.,

Defendant.

Docket No: 25

COMPLAINT

JURY TRIAL DEMANDED

ANNAMARIA M. PATTERSON (hereinafter referred to as "*Plaintiff*"), by and through the undersigned counsel, complains, states and alleges against MONARCH RECOVERY MANAGEMENT, INC. (hereinafter referred to as "*Defendant*"), as follows:

INTRODUCTION

1. This action seeks to recover for violations of the Fair Debt Collection Practices Act, 15 U.S.C. § 1692, et seq., ("FDCPA") and New York General Business Law ("NYGBL") § 349.

JURISDICTION AND VENUE

- 2. This Court has federal subject matter jurisdiction pursuant to 28 U.S.C. § 1331 and 15 U.S.C. § 1692k(d), and jurisdiction over the state law claims pursuant to 28 U.S.C. § 1367
- 3. This Court has personal jurisdiction over Defendant because Defendant maintains its principal place of business in Pennsylvania.

- 4. Venue is proper under 28 U.S.C. §1391(b) because Defendant resides in this Judicial District and/or because a substantial part of the events or omissions giving rise to this claim occurred in this Judicial District.
- 5. At all relevant times, Defendant conducted business within the State of Pennsylvania.

PARTIES

- 6. Plaintiff is an individual who is a citizen of the State of New York.
- 7. Plaintiff, a "consumer" as defined by 15 U.S.C. § 1692a(3), is allegedly obligated to pay a debt.
- 8. On information and belief, Defendant's principal place of business is located in Philadelphia, Pennsylvania.
- 9. Defendant is regularly engaged, for profit, in the collection of debts allegedly owed by consumers.
- 10. Defendant is a person who uses an instrumentality of interstate commerce or the mails in a business the principal purpose of which is the collection of debts, or who regularly collects or attempts to collect, directly or indirectly, debts owed or due or asserted to be owed or due another, and is therefore a "debt collector" as defined by 15 U.S.C. § 1692a(6).

ALLEGATIONS

- 11. Plaintiff's alleged debt was primarily for personal, family or household purposes and is therefore a "debt" as defined by 15 U.S.C. § 1692a(5).
- 12. Sometime after the incurrence of the debt, but before the initiation of this action, Plaintiff is alleged to have fallen behind on payments allegedly owed on the alleged debt.
- 13. At a time known only to Defendant, Plaintiff's alleged debt was assigned or otherwise transferred to Defendant for collection.
- 14. In its efforts to collect the alleged debt, Defendant contacted Plaintiff by written correspondence. ("Exhibit 1.")
- 15. Defendant's written correspondence to Plaintiff is a "communication" as defined by 15 U.S.C. § 1692a(2).
- 16. As set forth in the following Counts, Defendant's communication violated the FDCPA and NYGBL.

FIRST COUNT Violation of 15 U.S.C. § 1692f Disclosure of Plaintiff's Account Number

- 17. Plaintiff repeats and realleges the foregoing paragraphs as if fully restated herein.
- 18. 15 U.S.C. § 1692f provides a debt collector may not use unfair or unconscionable means to collect or attempt to collect any debt.
- 19. 15 U.S.C. § 1692f(8) limits the language and symbols that a debt collector may place on envelopes it sends to consumers.
- 20. 15 U.S.C. § 1692f(8) prohibits a debt collector from using any language or symbols on the envelope, other than the debt collector's address, when communicating with a consumer by mail, except that a debt collector may place its business name on the envelope if such name does not indicate that the debt collector is in the debt collection business.
- 21. 15 U.S.C. § 1692f(8)'s prohibition applies to language and symbols both on the envelope, and language and symbols visible through any glassine window of the envelope. *See, Douglass v. Convergent Outsourcing*, 765 F.3d 299 (3rd Cir 2014).
- 22. 15 U.S.C. § 1692f(8) prohibits a debt collector's disclosure of the debtor's account number on the envelope. *Id*.
- 23. 15 U.S.C. § 1692f(8) prohibits a debt collector's disclosure of the debtor's account number by making such visible through any glassine window of the envelope. *Id*.
 - 24. Defendant assigned Plaintiff account number XXXX8155.
- 25. Defendant disclosed Plaintiff's account number in its mailing to Plaintiff by placing such on the envelope, or making such visible through the glassine window of the envelope.
- 26. Defendant has violated § 1692f by disclosing Plaintiff's account number in its mailing to Plaintiff.

SECOND COUNT Violation of New York General Business Law § 349

- 27. Plaintiff repeats and realleges the foregoing paragraphs as if fully restated herein.
- 28. Defendant owed a duty to Plaintiff to effect its collection of Plaintiff's alleged debt with reasonable care.
 - 29. Defendant's conduct as described herein shows a lack of exercise of reasonable

care in Defendant's collection of the alleged debt.

- 30. Defendant breached its duty to collect Plaintiff's alleged debt with reasonable care.
- 31. Defendant's conduct was committed by Defendant in the conduct of a business, trade or commerce or the furnishing of a service in New York State and constitutes a violation of NY GBL § 349(a).
- 32. Defendant's conduct was consumer-orientated in that the letter was sent in an effort to collect an alleged consumer debt.
- 33. Defendant's conduct has a broader impact on consumers at large as, upon information and belief, Defendant has sent the subject form letter to hundreds of consumers.
 - 34. Plaintiff is a reasonable consumer.
 - 35. Defendant's conduct would mislead a reasonable consumer.
 - 36. Defendant engaged in a material deceptive act or practice as described herein.
 - 37. Defendant's conduct caused plaintiff to suffer injury.
- 38. Defendant violated NY GBL § 349(a) and is liable to Plaintiff pursuant to NY GBL § 349(h).

JURY DEMAND

39. Plaintiff hereby demands a trial of this action by jury.

PRAYER FOR RELIEF

WHEREFORE, Plaintiff respectfully requests judgment as follows:

- a. Statutory damages against Defendant pursuant to 15 U.S.C. § 1692k of \$1,000.00; and
- b. Plaintiff's attorneys' fees pursuant to 15 U.S.C. § 1692k; and
- c. Plaintiff's actual damages; and
- d. Damages against Defendant pursuant to NYGBL § 349; and
- e. Plaintiff's costs; together with
- f. Such other relief that the Court determines is just and proper.

DATED: July 2, 2015

BARSHAY SANDERS, PLLC

By: Melissa A. Pirillo

BARSHAY SANDERS, PLLC 100 Garden City Plaza, Suite 500 Garden City, New York 11530

Tel: (516) 203-7600 Fax: (516) 706-5055

ConsumerRights@BarshaySanders.com

Attorneys for Plaintiff
Our File No.: 109367

EXHIBIT 1

Case 2:15-cv-03845-CDJ Document 1 Filed 07/10/15 Page 10 of 10

MONARCH

Recovery Management, Inc.

*********6722

8155

\$1615.96

10965 Decatur Road Philadelphia PA 19154-3210 RETURN SERVICE REQUESTED

October 22, 2014

ANNAMARIA MARI PATTERSON 66 Sunset Ave Farmingdale NY 11735-5359 Make Check Payable to: Citibank

Account #: Monarch File #:

22 OCT 2014:

Total Balance as of

MONARCH RECOVERY MANAGEMENT, INC. P.O. BOX 16119 PHILADELPHIA PA 19114-0589

Pay Online: ACH accepted https://mrm.webview.com

* Detach and Return Top Portion to Expedite Your Account *

	ACCEPTANCE AND ACCEPT	COUNT	NFORMATION
Date of letter:	October 22, 2014	Creditor:	CITIBANK, N.A.
Account #:	**********6722		
Monarch File #:	8155	Additional	Information: THE HOME DEPOT
Total Balance as of	22 OCT 2014: \$1615.96		

We are sending you this letter in an attempt to clear this account. Our client will accept the below settlement amount to satisfy this account. This settlement offer will expire on **December 21, 2014**. If you are able to take advantage of this offer, upon receipt and clearance of these funds, your account will be marked as settled and you will be relieved of any further responsibility pertaining to this account.

**** SETTLEMENT AMOUNT \$727.18

YOU SAVE \$888.78 ****

If, at this time, you are unable to take advantage of the offer, please contact our office to discuss payment options.

Whenever \$600.00 or more in principal of a debt is discharged as a result of settling a debt for less than the balance owing, the creditor may be required to report the amount of the debt discharged to the Internal Revenue Service on a 1099C form, a copy of which would be mailed to you by the creditor. If you are uncertain of the legal or tax consequences, we encourage you to consult your legal or tax advisor.

This is an attempt by a debt collector to collect a debt. Any information obtained will be used for that purpose. This communication is from a debt collector. If you pay us by check or check by phone, your transaction will be converted to an ACH. When you provide a check as payment, you authorize us, either to use information from your check to make a one-time electronic fund transfer from your account or to process the payment as a check transaction. Additionally, the check writer authorizes Monarch or its agent to re-present the check electronically if the check is returned for insufficient or uncollected funds.

If you have a complaint about the way we are collecting this debt, please write to our Compliance Center at 10965 Decatur Road, Philadelphia, PA 19154, email us at compliance@monarchrm.com, or call us toll-free at 1-800-220-0605 ext. 2261, between 9:00 A.M. Eastern Time and 5:00 P.M. Eastern Time Monday-Friday.

Yours truly,

MATT FITHIAN DEBT COLLECTOR EXT 2730

TOLL FREE 800-220-0605

New York City Department of Consumer Affairs License #1345051 and #1345050.

392CZMORM01 S45CIT